

MERCHANT & GOULD P.C.



United States Patent Application

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that

I verily believe I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

NON MOVEN BARRA			_			,
The specification of which a. is attached hereto	IC MATERIAL AND PRI	EPREG, AND CI	RCUIT BO	DARD USING	THE SAM	1E
	as application serial n	n	and was ame	ended on		
(if applicable) (in the case of a PC	T-filed application) described ar	d claimed in internatio	, and was ame onal no	filed filed		
and as amended on	(if any), which I have re	eviewed and for which	I solicit a Uni	ited States patent		
I hereby state that I have reviewed by any amendment referred to above	and understand the contents of t	he above-identified spe	ecification, in	cluding the claims,		1
I acknowledge the duty to disclose Gode of Federal Regulations, § 1.5	6 (attached hereto).					
hereby claim foreign priority bene	efits under Title 35, United State	es Code, § 119/365 of a	any foreign ap	oplication(s) for par	tent or	
inventor's certificate listed below a	nd have also identified below an	y foreign application for	or patent or in	aventor's certificate	having a	
filing date before that of the application	ation on the basis of which prior	ity is claimed:				
a. no such applications have be	en filed					
b. such applications have been						
FORE	EIGN APPLICATION(S), IF ANY, C	LAIMING PRIORITY UN	VDER 35 USC §	119		
COUNTRY	APPLICATION NUMBER	DATE OF FILING		DATE OF ISSUE		_
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Japan	11-041208	19 February 1999		(augy monony your)		
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ALL FORE	IGN APPLICATION(S), IF ANY, FIL	ED BEFORE THE PRIO	RITY APPLICA	ATION(S)		
COUNTRY	APPLICATION NUMBER	DATE OF FILING		DATE OF ISSUE		_
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I hereby claim the benefit under Tit	le 35 United States Code & 120	1/265 of any United Sta	otos and BCT			
listed below and, insofar as the subj	ect matter of each of the claims	of this application is no	ates and PC1	international applic	cation(s)	
application in the manner provided	by the first paragraph of Title 3'	5. United States Code	8 112 Lackno	n the prior Office s owledge the duty to	Maics Adicalose	
material information as defined in T	Title 37. Code of Federal Regula	tions. § 1.56(a) which	occurred betw	veen the filing date	of the prior	
application and the national or PCT	international filing date of this	application.		veen the thing date	of the prior	
		<u> </u>				
U.S. APPLICATION NUMBER	DATE OF FILING (d	lay, month, year)	STATUS	(patented, pending, al	bandoned)	_
						
I hereby claim the benefit under Tit	le 35, United States Code § 119((e) of any United States	s provisional a	application(s) listed	d below:	
U.S. PROVISIONAL AP	PLICATION NUMBER	DAT	TE OF FILING	(Day, Month, Year)		٦
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to prosecute this applicate and d to transact all business in the Patent

I hereby appoint the following a	ttorney(s or patent agent(s	to prosecute this application and to trans	sact all business in the Pate
and Trademark Office connected	d herewith:		
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Knearl, Homer L.	Reg. No. 21,197	Witt, Jonelle	Reg. No. 41,980
Kowalchyk, Alan W.	Reg. No. 31,535	Wood, William J.	Reg. No. 42,236
Kowalchyk, Katherine M.	Reg. No. 36,848	Xu, Min S.	Reg. No. 39,536
Kubota, Glenn M.	Reg. No. 44,197		-
Lacy, Paul E.	Reg. No. 38,946		
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I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/ organization who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct Merchant & Gould P.C. to the contrary.

Please direct all correspondence in this case to Merchant & Gould P.C. at the address indicated below:

Merchant & Gould P.C. 3100 Norwest Center 90 South Seventh Street Minneapolis, MN 55402-4131 I hereby declare that all statements made and of my own knowledge are true and that all ments made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2	Full Name Of Inventor	Family Name ECHIGO	First Given Name Fumio	Second Given Name
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Sign	nature of Inventor 2			Date: February 3, 2000
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Sign	nature of Inventor 2	202: Yoshihizo Kawakita		Date: Followary 3, 2000

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§ 1.56 Duty to disclose information m

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A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is canceled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

I to patentability.

- (1) prior art cited in search reports of a foreign patent office in a counterpart application, and
- the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.
- Under this section, information is material to patentability when it is not cumulative to information already of record (b) gror being made of record in the application, and in the man of the control of the con
 - It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a (1)
 - (2) It refutes, or is inconsistent with, a position the applicant takes in:
 - Opposing an argument of unpatentability relied on by the Office, or (i)
 - (ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

- (c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:
 - **(1)** Each inventor named in the application:
 - (2) Each attorney or agent who prepares or prosecutes the application; and
- Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.
- (d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.